

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION

MONSANTO COMPANY,

Plaintiff,

vs.

Case No. 2:04-CV-282
Judge Marbley
Magistrate Judge King

WILLIAM POTTS, et al.,

Defendants.

ORDER

On June 24, 2005, the United States Magistrate Judge issued a *Report and Recommendation* recommending that plaintiff's motion to strike certain affirmative defenses asserted by defendant Potts, Doc. No. 85, be granted. The parties were specifically advised of their right to object to the *Report and Recommendation* and of the consequences of their failure to do so. There has nevertheless been no objection to the *Report and Recommendation*.

The *Report and Recommendation* is hereby **ADOPTED** and **AFFIRMED**.
The plaintiff's motion to strike is **GRANTED**.

s/Algenon L. Marbley
Algenon L. Marbley
United States District Judge